

ORIGINAL
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. AUG 12 1981

Returned to applicant for correction. OCT 15 1981

Corrected application filed. Map filed. NOV 10 1981

The applicant CLARENCE H. NIEBUHR

P.O. Box 1281 of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89701 hereby make S application for permission to change the
State and Zip Code No.

POINT OF DIVERSION AND PLACE OF USE OF A PORTION OF
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 40431
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.675 CFS
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the NE 1/4 SE 1/4 section 29, T. 19N., R. 27E., M.D.B. & M.
Describe as being within a 40-acre subdivision of public survey and by course and from which the Southeast corner of said section 29, bears S. 43° 28' E., 1880.00 feet.
distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within NW 1/4 SE 1/4 section 29, T. 19N., R. 27E., M.D.B. & M.
If point of diversion is not changed, do not answer.
at a point from which the west one quarter corner of said Section 19 bears N. 89° 20' 04" W., 2677.84 feet.
7. Proposed place of use NE 1/4 SE 1/4 section 29, T. 19N., R. 27E., M.D.B. & M. 40.00 acres.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use A portion of the N 1/2 of NW 1/4 of section 29, T. 19N., R. 27E., M.D.B. & M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or 40.00 acres
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day
10. Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, casing, pump and pipelines
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$5,000.00
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use. 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Clarence H. Niebuhr

By s/Walter G. Reid Agent

P.O. Box 474

Virginia City, Nev. 89440

Compared sg/ dh bt/bc

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the Point of Diversion and Place of Use of a Portion of the waters of an underground source as heretofore granted under Permit 40431 is issued subject to the terms and conditions imposed in said Permit 40431 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.675 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before April 13, 1983

Proof of completion of work shall be filed before May 13, 1983

Application of water to beneficial use shall be made on or before March 9, 1984

Proof of the application of water to beneficial use shall be filed on or before March 9, 1984

Map in support of proof of beneficial use shall be filed on or before March 9, 1984

Completion of work filed MAR 27 1986 IN TESTIMONY WHEREOF, I PETER G. MORROS,

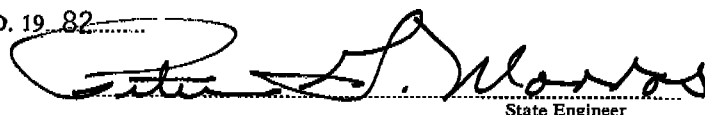
Proof of beneficial use filed OCT 13 1988 State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 13th day of APRIL

Cultural map filed

Certificate No. 12489 Issued AUG 13 1990

A.D. 19 82


State Engineer